



**CITY OF CEDAR PARK  
REGULAR SCHEDULED CITY COUNCIL MEETING  
CEDAR PARK CITY HALL - COUNCIL CHAMBERS  
450 CYPRESS CREEK BOULEVARD, BUILDING FOUR  
THURSDAY, AUGUST 23, 2012 AT 6:30 P.M.**

Mayor Matt Powell  
Stephen Thomas, Council Place One  
Mitch Fuller, Council Place Two  
Scott Mitchell, Council Place Three

Mayor Pro Tem Tony Dale  
Lowell Moore, Council Place Four  
Don Tracy, Council Place Six  
Brenda Eivens, City Manager

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**AGENDA – AMENDED**

- A.1 CALL TO ORDER, QUORUM DETERMINED, MEETING DECLARED OPEN.
- A.2 Invocation. (Thomas)
- A.3 Pledges of Allegiance. (U.S. and Texas)
- A.4 Citizens Communications. (Not For Items Listed On This Agenda. Three Minutes Each. No Deliberations With Council. Council May Respond With Factual Information)
- A.5 Mayor and Council Opening Comments.
- A.6 City Manager Report: Update On The Parks And Recreation Department Fall Events For Splash Jam, Movies In The Park And Concert In The Park - Curt Randa, Parks And Recreation Director.
- A.7 City Manager Report: Quarterly Investment Report For The Period Ending June 30, 2012.

**CONSENT AGENDA**

*Pursuant to Council Rule 2.3, the City Council Consent Agenda consists of all matters set forth on Agenda Items B, C, and D.*

- B.1 Approval Of City Council Minutes From The Regular Schedule Meeting Of July 26, 2012.

*Any item on this posted agenda may be discussed in Executive Session provided it is within one of the permitted categories under Chapter 551 of the Texas Government Code.*

- B.2 Approval Of City Council Minutes From The Special Called Meeting Of August 2, 2012.
- B.3 Receipt Of Minutes From The Arts Advisory Board Meeting Of July 11, 2012.
- C.0 Second Reading Of An Ordinance: No Items For Consideration.
- D.1 A Resolution Authorizing And Directing The City Manager To Accept The Early Childhood Reading Grant From The Target Foundation For Fiscal Year 2013.
- D.2 A Resolution Authorizing And Directing The City Manager To Accept The Texas Department Of Transportation Selective Traffic Enforcement Program For State Fiscal Year 2013.
- D.3 A Resolution Authorizing And Directing The City Manager To Accept The Texas State Library And Archives Commission Library Impact Grant For State Fiscal Year 2013.
- D.4 A Resolution Authorizing And Directing The City Manager To Execute A Contract Between The City Of Cedar Park And The Texas Department Of Public Safety For the Failure To Appear Program, To Deny Renewal Of A Driver's License For A Person Who Fails To Appear In Court or Fails To Satisfy A Judgment Ordered By The Court.
- D.5 A Resolution Authorizing And Directing The City Manager To Execute A Change Order With Capital Excavation Company Under The Cottonwood Creek Trail And New Hope Drive Reconstruction Project In The Amount Of \$29,740.30.
- D.6 A Resolution Authorizing And Directing The City Manager To Notify The United States Department Of Housing And Urban Development Of The City's Choice To Defer Status As An Entitlement Grantee And Participate As Part Of The Urban County.

#### **PUBLIC HEARINGS**

- E.1 First Reading And Public Hearing Of An Ordinance Extending The 1987 Franchise Agreement With Southern Union Gas Company, Now Texas Gas Service Company.
- E.2 First Reading And Public Hearing On An Ordinance Adopting A Municipal Operating Budget For The Fiscal Year Beginning October 1, 2012, And Ending September 30, 2013; Adopting A Municipal Capital Budget For The Fiscal Year Beginning October 1, 2012, And Ending September 30, 2013; Appropriating Funds In Accordance With The Budget; Providing For Effective Date And Ordaining Other Related Matters.
- E.3 First Reading And Public Hearing On An Ordinance To Consider A Tax Rate Of \$0.493501; Increase The Total Tax Revenues Of The City Of Cedar Park; And Levy Taxes For The Fiscal Year 2012/2013.

#### **REGULAR AGENDA (NON-CONSENT)**

- F.0 Discussion And Possible Action:

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- F.1 Consideration To Approve Resolution Authorizing And Directing The City Manager To Execute An Engineering Services Agreement With HDR Engineering, Inc. For A Feasibility Study To Develop A Contingency Groundwater Supply System.
- F.2 Consideration To Approve A Resolution Authorizing An Investment Policy, Strategy Guidelines And Authorized Broker Dealer List For The City Of Cedar Park.
- F.3 Consideration To Authorize An Interlocal Agreement Providing For The Release Of Extra Territorial Jurisdiction By The City Of Austin. (Dale)
- F.4 Consideration To Adopt The Texas Army National Guard Headquarters 136th Maneuver Enhancement Brigade. (Fuller)
- F.5 Consideration Of Appointment To The General Assembly To The Capital Area Council Of Governments (CAPCOG). (Mayor)
- F.6 Consideration Of Appointment To Place One On The Tourism Advisory Board. (Thomas)
- F.7 Consideration Of Appointment To Place Two On The Planning And Zoning Commission. (Fuller)
- F.8 Update On Possible Listing Of Jollyville Salamander By The United States Fish And Wildlife Service. (Dale)
- F.9 Consideration Of A Mosquito Mitigation Plan. (**Amendment**)

#### **EXECUTIVE SESSION**

*In accordance with Chapter 551, Government Code, Vernon's Texas Code Annotated (V.T.C.A.) (Open Meetings Law), "The City Council may meet in a Closed Executive Meeting pursuant to provisions of the Open Meetings Law, Chapter 551, Government Code, V.T.C.A. in accordance with the authority contained in the following sections":*

- G.0 Executive Session
- G.1 Section 551.071 Consultation With Attorney Concerning Legal Matters Covered By The Texas Disciplinary Rules Of Professional Conduct Of The State Bar Of Texas.
  - a. Legal Issues Concerning Zoning Case Z-12-001 Pertaining To 1.3 Acres Of Land On Lakeline Boulevard, North Of Old Mill.
  - b. Legal Issues Regarding The Interlocal Agreement Regarding Due Diligence Services For The Deep Water Intake Site.
  - c. Legal Issues Concerning Annexations Of Williamson-Travis County WCID-1F And 1G And Bella Vista Municipal Utility Districts.

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- G.2 Section 551.071 (2) To Consult With The City Attorney On A Matter In Which The Duty Of The Attorney To The City Council Conflicts With The Open Meeting Act Concerning The Legal Processes, Ramifications, And Responses Of Being Listed As An Endangered Species.
- G.3 Section 551.087 Deliberation Regarding Economic Development Negotiations
- a. Legal Issues Regarding An Economic Development Agreement For A Major Retail Development.

The Council Reconvenes into General Session.

**OPEN MEETING**

*Reconvene into Open Meeting and consider action, if any, on items discussed in Executive Session.*

- H.0 Reconvene into Open Meeting and consider action, if any, on items discussed in Executive Session
- H.1 Mayor And Council Closing Comments.
- H.2 Adjournment.

*The above agenda schedule represents an estimate of the order for the indicated items and is subject to change at any time. All agenda items are subject to final action by the City Council. Separate agenda items may be combined and discussed together at the discretion of the Chair.*

*An unscheduled closed executive session may be held if the discussion of any of the above agenda items concerns the purchase, exchange, lease or value of real property; the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee; the deployment or use of security personnel or equipment; or requires consultations with the City Attorney.*

*At the discretion of the City Council, non-agenda items under the headings of "Citizen Communications" may be presented to the Council for informational purposes; however, by law, the Council shall not discuss, deliberate or vote upon such matters except that a statement of specific factual information, a recitation of existing policy, and deliberations concerning the placing of the subject on a subsequent agenda may take place.*

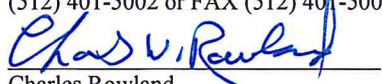
*The City Attorney has approved the Executive Session Items on this agenda.*

**CERTIFICATION**

I certify that the above notice of the Regular Scheduled City Council Meeting of the City of Cedar Park, Texas was posted on the bulletin board of the City of Cedar Park City Hall, 450 Cypress Creek Road, Building Four, Cedar Park, Texas. This notice was posted on:

Date Posted: AUG 20 '12 PM 4:35  
Date Stamped (Month, Day, Year, AM/PM, Time)

The Cedar Park City Hall Council Chambers are wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretative services must be made 48 hours prior to this meeting. Please contact the City Secretary's Office at (512) 401-5002 or FAX (512) 401-5003 for further information.

  
Charles Rowland  
City Attorney

Notice Removed: \_\_\_\_\_  
Date Stamped (Month, Day, Year, AM/PM, Time)

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